

**THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

INSTITUTE FOR DISABILITIES  
RESEARCH AND TRAINING, INC.

\*

\*

Plaintiff

\*

v.

Case No. 05-176-GMS

\*

WAL-MART STORES, INC.

\*

Defendant

\* \* \* \* \*

Judgment having been entered in the above-numbered and entitled action on  
September 25, 2007, against Wal-Mart Stores, Inc., Defendant, the clerk is requested  
to tax the following as costs:

**BILL OF COSTS**

1. Fees of the clerk .....	* \$ <u>275.00</u>
*(see attached bill)	
2. Fees of the marshal .....	<u>0.00</u>
3. Fees of the court reporter for all or any part of the transcript necessarily obtained for use in the case .....	\$ <u>399.64</u>
4. Costs for copies of papers produced and introduced as Exhibits at trial per 28 USC §920(4) <sup>1</sup> .....	* <u>2,153.80</u>
*(see attached redacted bill for detail)	
5. Fees for witnesses (itemized on attachment) .....	\$ <u>80.00</u>
6. Fees for exemplification and copies of papers necessarily obtained for use in case .....	* <u>117.00</u>
*(see attached bill)	
7. Docket fees under 28 USCS §1923 .....	<u>0.00</u>

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<sup>1</sup>Compare *Fauber v. KEM Transportation and Equipment Co., Inc.*, 876 F2d 327, Note 2 (3<sup>rd</sup> Cir. 1989), where issue was taxing as costs "full expense for printing and duplicating photos not introduced at trial". See also *Schering Corp. v. Amgen, Inc.*, 198 FRD 422 (D. Del, 2001, J. Sleet). Prevailing party entitled to \$23,196.88 for copying documents requested by opponent in discovery under 28 USC §1920(4), as the objecting party produced no evidence to show to prevailing party's copying costs were "unreasonable or unnecessary".

8. Costs incident to taking of depositions .....	<u>N/A</u>
9. Costs as shown on Mandate of Court of Appeals .....	<u>N/A</u>
10. Other costs itemized as follows:	
(mileage itemized on attachment) .....	<u>174.66</u>
TOTAL .....	\$3,120.10

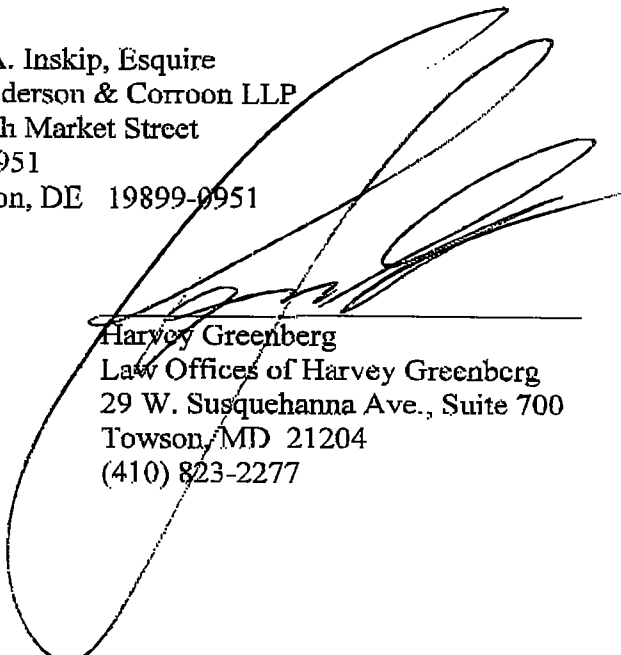
STATE OF Maryland }

SS:

COUNTY OF Baltimore }

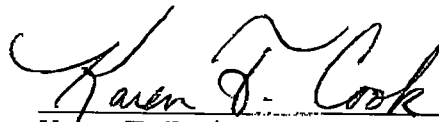
I, Harvey Greenberg, do hereby swear that the foregoing costs are correct and were necessarily incurred in this action, and that the services for which fees have been charged were actually and necessarily performed. A copy hereof was this day mailed postage prepaid to:

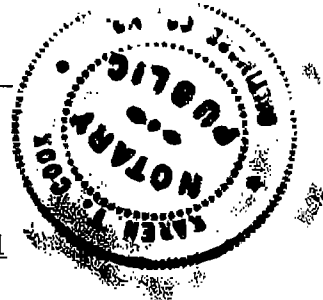
Gregory A. Inskip, Esquire  
Potter, Anderson & Corroon LLP  
1313 North Market Street  
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Wilmington, DE 19899-0951



Harvey Greenberg  
Law Offices of Harvey Greenberg  
29 W. Susquehanna Ave., Suite 700  
Towson, MD 21204  
(410) 823-2277

Subscribed and sworn to before me this 24<sup>th</sup> day of October, 2007.

  
Karen T. Cook, Notary Public




Notary Public in and for Baltimore County, State of Maryland.

My Commission Expires: 6/13/2011

Costs are hereby taxed in the amount of \$ \_\_\_\_\_ this \_\_\_\_\_ day of \_\_\_\_\_, 2007, and that amount included in the judgment.

\_\_\_\_\_  
(Signature and Title of Clerk)

**MORRIS JAMES LLP**



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DATED: October 25, 2007